

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	1966.02
COMPLAINT INVESTIGATOR:	Joe Bear
DATE OF COMPLAINT:	October 21, 2002
DATE OF REPORT:	November 19, 2002
REQUEST FOR RECONSIDERATION:	no
DATE OF CLOSURE:	January 13, 2003

COMPLAINT ISSUE:

Whether the Kokomo-Center Township Consolidated School Corporation and the Kokomo Area Special Education Cooperative violated:

511 IAC 7-25-2(b) by failing to follow child identification procedures when a prior assessment showed that a student was suspected of having a disability.

FINDINGS OF FACT:

1. The Student is six years old and attends the local elementary school ("the School"). The Student is eligible for special education and related services as a student with a speech disability.
2. The Complainant asserts that the Student never received a complete educational evaluation, that there has been no case conference committee ("CCC") meeting, and that no parental consent was given for services. The Student is receiving assistance in speech, based on standard kindergarten and pre-kindergarten assessments. The speech-language pathologist served as the sole evaluator, in accordance with Article 7, as prior assessments had not indicated a need for additional services.
3. The Student had an initial CCC meeting for a speech disability on October 6, 2001. The CCC determined the Student eligible for special education as a student with a speech disorder and agreed that no other evaluations were necessary. The parent signed CCC reports on October 6, 2001, and December 12, 2001, indicating that she agreed with the services recommended for her child. She also indicated with her signature that she had received a copy of the Notice of Procedural Safeguards and had an opportunity to have her rights explained.

CONCLUSION:

1. Findings of Fact #2 and #3 indicate that the Student was evaluated for speech and found eligible for special education and related services at a CCC meeting on October 6, 2001. The Complainant agreed with the proposed services in the CCC Report and IEP dated October 6, 2001, and signed consent. The School followed child identification procedures. Therefore, no violation of 511 IAC 7-25-2(b) is found.

The Department of Education, Division of Exceptional Learners, does not require any corrective actions based on the Findings of Fact and Conclusions listed above.